IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 681 OF 2005

IN

FIRST APPEAL NO. 722 OF 2004

Nanda Todankar..... ... Appellant.

Versus

Abdul Rehman Haji Umar Motiwala..... Respondent.

Mr. N.K.Mudnaney for the Appellant.

Mr. G.N.Salunkhe for the Respondent.

CORAM: D.G.DESHPANDE, J.

DATE : 22ND JULY, 2005

P.C.:

The Appellant was permitted to amend the plaint by order of Justice Oak. He could not carry out amendment. There is delay. The amendment that is sought in the plaint is as per Exhibit "B" of this Application. So, time to carry out amendment is extended. Amendment to be carried out within two weeks from the date of receipt of writ of this order by the City Civil Court, Bombay. The Appellant will serve amended copy upon the other side and they may thereafter amend their written statement consequently or may file the additional written statement.

Earlier this Court had fixed 30th July, 2005 as the date for disposal of the suit by the trial Court, but it is not possible. In the circumstances, therefore, the direction to decide the matter in time bound is modified. The suit is now to be disposed of on or before 31st December, 2005.

Civil Application disposed of, accordingly.

Certified copy expedited.

Sd/-

(D.G.DESHPANDE J.)